

sector #

Practitioner's Docket No. DB000670-000

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Thomas S. Brima et al

Serial No.: 09/935,952

Group No.: 1754

Filed: August 23, 2001

Examiner: Not yet known

For: NOVEL HYDROTALCITES, SYNTHESSES AND USES

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231



11-26-2001

U.S. Patent & TMO/TM Mail Rcpt. Dt. #40

TRADEMARK OFFICE
US PATENT &
2001 NOV 26 P 2:42
RECEIVED
TRADEMARK PROCESS

COMPLETION OF FILING REQUIREMENTS
— NONPROVISIONAL APPLICATION

(check and complete this item, if applicable)

- I. ☒ This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed September 25, 2001.
- ☒ A copy of the Notice to File Missing Parts of Application—Filing Date Granted (Form PTO-1533) is enclosed.

DECLARATION OR OATH

- II. ☒ No declaration or oath was filed. Enclosed is an original declaration or oath for this application signed by five original inventors. Also enclosed is an original declaration or oath on behalf of a deceased original inventor, signed by Administratrix of inventor's estate.

CERTIFICATE OF MAILING UNDER 37 CFR 110

Express Mail Label No. _____

Date of Deposit: November 21, 2001

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 110 on the date indicated above and is addressed to the Assistant Commissioner for Patents, BOX _____, Washington, DC 20231.

Lorraine T. Lewis
(Typed or printed name of person mailing paper)

(Signature of person mailing paper or fee)

Please charge Account No. 50-0436 for any fees which may be due by this paper.

AUTHORIZATION TO CHARGE ADDITIONAL FEES

X.

[x] The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper and during the pendency of this application to Account No. 50-0436.

[x] 37 C.F.R. 1.16(a), (f) or (g) (filing fees)

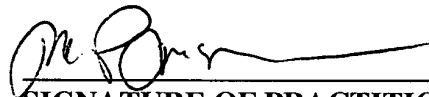
[x] 37 C.F.R. 1.16(b), (c) and (d) (presentation of extra claims)

[] 37 C.F.R. 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

[x] 37 CFR 1.17(a)(1)-(5)(extension fees pursuant to § 1.136(a).

[x] 37 C.F.R. 1.17 (application processing fees)

[] 37 C.F.R. 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 C.F.R. 1.311(b))



SIGNATURE OF PRACTITIONER

Matthew P. McWilliams

Reg. No.: 46,922

PEPPER HAMILTON LLP
3000 Two Logan Square
Eighteenth and Arch Streets
Philadelphia, PA 19103-2799
Tel. No.: (215) 981-4442

Customer No.: 022149

4036-1-0301-0000

OR

- ☐ The declaration or oath that was filed was determined to be defective. A new original oath or declaration is attached.

Attached is a

- (c) ☐ Statement by a registered attorney that the application filed in the PTO is the application that the inventor executed by signing the declaration.
- (d) ☐ Statement that the "attached" specification is a copy of the specification and any amendments thereto that were filed in the PTO to obtain the filing date.

AMENDMENT CANCELLING CLAIMS

- III.** ☐ Cancel claims _____ inclusive.

**TRANSMITTAL OF ENGLISH TRANSLATION
OF NON-ENGLISH LANGUAGE PAPERS**

- IV.** ☐ Submitted herewith is an English translation of the non-English language application papers as originally filed. Also submitted herewith is a statement by the translator of the accuracy of the translation. It is requested that this translation be used as the copy for examination purposes in the PTO.

3. Surcharge fees

☐ late payment of filing fee
(37 C.F.R. 1.16(e)--\$130.00; small entity--\$65.00) \$ _____

and/or

☒ late filing of original declaration or oath
(37 C.F.R. 1.16(e)--\$130.00; small entity--\$65.00) \$ 130.00

4. ☐ Petition and fee for filing by other than
all the inventors or a person not the inventor
(37 C.F.R. 1.17(i) and 1.47--\$130.00) \$ _____

5. ☐ Fee for processing an application filed with
a specification in a non-English language
(37 C.F.R. 1.17(k) and 1.52(d)--\$130.00) \$ _____

6. ☐ Fee for processing and retention of application
(37 C.F.R. 1.21(l) and 1.53(d)--\$130.00) \$ _____

7. ☐ Assignment (See "ASSIGNMENT COVER SHEET".) \$ _____

Total completion fees \$ 130.00

EXTENSION OF TIME

VII.

The proceedings herein are for a patent application, and the provisions of 37 C.F.R. 1.136(a) apply.

(a) ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. 1.17(a)(1)-(4), for the total number of months checked below:

SMALL ENTITY STATUS

V. ☐ A statement that this filing is by a small entity

(check and complete applicable items)

☐ is attached.

☐ A separate refund request accompanies this paper.

☐ was filed on _____ (original).

COMPLETION FEES

VI.

1. Filing fee

☐ original patent application
(37 C.F.R. 1.16(a)--\$710.00; small entity--\$355.00) \$ _____

☐ design application
(37 C.F.R. 1.16(f)--\$320.00; small entity--\$160.00) \$ _____

2. Fees for claims

☐ each independent claim in excess of 3
(37 C.F.R. 1.16(b)--\$80.00; small entity--\$40.00) \$ _____

☐ each claim in excess of 20
(37 C.F.R. 1.16(c)--\$18.00; small entity--\$9.00) \$ _____

☐ multiple dependent claim(s)
(37 C.F.R. 1.16(d)--\$270.00; small entity--\$135.00) \$ _____

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 390.00	\$195.00
<input type="checkbox"/> three months	\$ 890.00	\$445.00
<input type="checkbox"/> four months	\$1,390.00	\$695.00
<input type="checkbox"/> five months	\$1,890.00	\$945.00

Fee \$ _____

If an additional extension of time is required, please consider this a petition therefor.

☐ An extension for _____ months has already been secured, and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ _____

OR

(b) ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE DUE

VIII.

The total fee due is

Completion fee(s) \$ 130.00
 Extension fee (if any) \$ _____

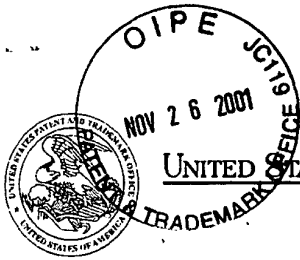
Total Fee Due \$ 130.00

PAYMENT OF FEES

IX.

☒ Enclosed is a check in the amount of \$ 130.00.

☐ Charge Account No. 50-0436 in the amount of \$ _____.
 A duplicate of this request is attached.



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/935,952	08/23/2001	Thomas S. Brima	DB000670-000

CONFIRMATION NO. 1567

FORMALITIES LETTER



OC00000006784452

Robert A. Koons, Jr.
PEPPER HAMILTON LLP
3000 Two Logan Square
Eighteenth and Arch Streets
Philadelphia, PA 19103-2799

Date Mailed: 09/25/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

11/30/2001 BNGUYEN1 00000009 09935952

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*A copy of this notice **MUST** be returned with the reply.*

PART 2 - COPY TO BE RETURNED WITH RESPONSE

[illegible]